

179
AUG 20 1991

CERTIFIED MAIL

Return Receipt Requested

Mr. Philip H. Grover
Vice President of Operations
Hydrocarbon Recyclers, Inc.
Attn: Catherine Orban
P.O. Box 9557
Tulsa, Oklahoma 74157

Re: Hydrocarbon Recyclers, Inc. of Wichita
2545 New York
Wichita, KS 67219
EPA ID No. KSD007246846

Letter of Warning/Notice of Deficiency

Dear Mr. Grover:

This letter acknowledges receipt of the September 24, 1990, amended Part A permit application for Hydrocarbon Recyclers, Inc., Wichita, Kansas, which was required by the Toxicity Characteristic (TC) Rule as prescribed in the March 29, 1990, Federal Register. This facility currently maintains interim status under the Resource Conservation and Recovery Act (RCRA). The amended Part A application addresses newly regulated TC wastes D018 through D036, and D038 through D043 and additional wastes codes F039, U169 and U234. Waste codes D004 through D011, previously listed on the Part A permit application, August 14, 1990, were included on the amended Part A permit application. These wastes are managed in containers and tanks. Tank storage increased from 170,000 gallons reported in the permit application dated August 14, 1990 to 241,000 gallons reported in the most recent amended Part A application dated September 24, 1990. The amended Part A permit application has been reviewed, and the following comments address the areas that require revision or clarification before further action can be taken.

1. The newly listed waste code, U234, appears to be an error on the amended Part A permit application of September 24, 1990. The U-listed wastes codes listed on the August 14, 1990, Part A permit application included U243 but not U234.

2. In accordance with 40 CFR, Section 270.13(f), the Part A permit application must indicate whether the facility is located on Indian land. The 3510-3 form EPA received is difficult to read.

WSTM:RCRA:PRMT:GEVANS:IH:X7658:8-9-91 FILE B:HYDROCAR.LOW

PRMT
EVANS

PRMT
for BARTLEY

PRMT
HARRINGTON

RCRA
SANDERSON

JE
8/19/91

mzm
8/19/91

LH
8/20

MS
8/20/91



R00001662
RCRA Records Center

3. In accordance with 40 CFR, Section 270.13(g), the Part A permit application must indicate whether the facility is new or existing. While the date of existence is complete, A.(1) is not.

4. In accordance with 40 CFR, Section 270.13(g), the Part A permit application must indicate whether the application is a first application or a revised application. The most recent Part A permit application did not include this information.

5. In accordance with 40 CFR, Section 270.13(i), the Part A permit application must include a description of the processes used for treating wastes. Description of processes T54 and T31 were not included in Item III of the recent submittal to EPA. In addition, the T54 and T31 process codes are incorrect. The revised Part A permit application must include the correct process codes, which are listed in the section titled Process Codes and Design Capacity on EPA Form 3510-23, a copy of which has been enclosed.

6. In accordance with 40 CFR, Section 270.13(1), it is necessary to include a topographic map (or other map if a topographic map is unavailable), which extends one mile beyond the property boundaries of the source and depicts the following facility characteristics and each of its intake and discharge structures; each of its hazardous waste treatment, storage, or disposal facilities; each well where fluids from the facility are injected underground; and those wells, springs, other surface water bodies, and drinking water wells listed in public records in otherwise known to the applicant within 1/4 mile of the facility property boundary. There were no maps addressing drilling wells (public), bodies of water, etc.

7. EPA will only consider Part A modifications which are necessary to comply with the TC Regulations. Part A modifications other than those necessary to comply with TC regulations are subject to the interim status modification regulations of the Kansas Department of Health and Environment. A discussion of the TC waste codes, if any, which necessitate the storage capacity increase must be included. A justification will have to be provided for the increase for consideration by either the EPA or KDHE. The appropriate agency is dependent upon whether the waste requiring the capacity increase is regulated under the TC regulations.

In accordance with Kansas State Regulation, KAR 28-31-4(c)(1), an EPA generator (EPAG) who generates more than 1000 Kg of hazardous wastes per month, including TC wastes, must submit an updated Kansas Department of Health (KDHE), Notification of Hazardous Waste Activity, Form 8700-12 to KDHE when changes or additions of hazardous waste streams occur. Review of the Hydrocarbon Recyclers facility files reveals that Form 8700-12 was not included in the recent submittal. The facility submitted a notification of hazardous waste activity on July 1, 1980 (According to documentation in the files). However, EPA contract personnel were unable to identify form 8700-12 in the records observed.

The request for this information is made pursuant to the authority of Section 3007 of RCRA, 42 United States Code (USC), Section 6927, which allows

the EPA to request certain information for the purpose of determining compliance with the federal hazardous waste regulations.

Hydrocarbon Recyclers, Inc. may, if it desires, assert a business confidentiality claim covering part or all of the information submitted to, or reviewed by, EPA. Such a claim may be made by placing on, or attaching to, the information, at the time of its submittal to, or review by, EPA, a cover sheet with a stamped or printed legend, or other suitable form of notice employing language such as "trade secret", "proprietary", or "company confidential". Allegedly confidential portions of otherwise nonconfidential documents should be clearly identified and may be submitted separately to facilitate identification and handling by EPA. If confidential treatment is sought only until a certain date or until the occurrence of a certain event, the request should so state.

Information submitted for which a claim of confidentiality is made will be disclosed by EPA, only to the extent and by the means authorized by the procedures specified in 40 CFR Part 2, Subpart B. If no such claims are made when information is received by EPA, information may be made available to the public without further notice.

Two copies of a revised Part A, which incorporates the revisions described in the preceding comments and an updated Kansas Department of Health (KDHE), Notification of Hazardous Waste Activity Form 8700-12 must be sent within thirty (30) days of your receipt of this letter to this agency at the letterhead address, Attention: Mr. Gene Evans, RCRA/PRMT. If you have any questions concerning this letter, please contact Mr. Evans of my staff at (913) 551-7731.

Sincerely,

Michael J. Sanderson
Chief, RCRA Branch
Waste Management Division

Enclosures

cc: Steve Broslavick, KDHE



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
726 MINNESOTA AVENUE
KANSAS CITY, KANSAS 66101

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Vice President of Operations
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Attn: Catherine Orban
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Tulsa, Oklahoma 74157

Re: Hydrocarbon Recyclers, Inc. of Wichita
2545 New York
Wichita, KS 67219
EPA ID No. KSD007246846

Letter of Warning/Notice of Deficiency

Dear Mr. Grover:

This letter acknowledges receipt of the September 24, 1990, amended Part A permit application for Hydrocarbon Recyclers, Inc., Wichita, Kansas, which was required by the Toxicity Characteristic (TC) Rule as prescribed in the March 29, 1990, Federal Register. This facility currently maintains interim status under the Resource Conservation and Recovery Act (RCRA). The amended Part A application addresses newly regulated TC wastes D018 through D036, and D038 through D043 and additional wastes codes F039, U169 and U234. Waste codes D004 through D011, previously listed on the Part A permit application, August 14, 1990, were included on the amended Part A permit application. These wastes are managed in containers and tanks. Tank storage increased from 170,000 gallons reported in the permit application dated August 14, 1990 to 241,000 gallons reported in the most recent amended Part A application dated September 24, 1990. The amended Part A permit application has been reviewed, and the following comments address the areas that require revision or clarification before further action can be taken.

1. The newly listed waste code, U234, appears to be an error on the amended Part A permit application of September 24, 1990. The U-listed wastes codes listed on the August 14, 1990, Part A permit application included U243 but not U234.
2. In accordance with 40 CFR, Section 270.13(f), the Part A permit application must indicate whether the facility is located on Indian land. The 3510-3 form EPA received is difficult to read.

3. In accordance with 40 CFR, Section 270.13(g), the Part A permit application must indicate whether the facility is new or existing. While the date of existence is complete, A.(1) is not.

4. In accordance with 40 CFR, Section 270.13(g), the Part A permit application must indicate whether the application is a first application or a revised application. The most recent Part A permit application did not include this information.

5. In accordance with 40 CFR, Section 270.13(i), the Part A permit application must include a description of the processes used for treating wastes. Description of processes T54 and T31 were not included in Item III of the recent submittal to EPA. In addition, the T54 and T31 process codes are incorrect. The revised Part A permit application must include the correct process codes, which are listed in the section titled Process Codes and Design Capacity on EPA Form 3510-23, a copy of which has been enclosed.

6. In accordance with 40 CFR, Section 270.13(1), it is necessary to include a topographic map (or other map if a topographic map is unavailable), which extends one mile beyond the property boundaries of the source and depicts the following facility characteristics and each of its intake and discharge structures; each of its hazardous waste treatment, storage, or disposal facilities; each well where fluids from the facility are injected underground; and those wells, springs, other surface water bodies, and drinking water wells listed in public records in otherwise known to the applicant within 1/4 mile of the facility property boundary. There were no maps addressing drilling wells (public), bodies of water, etc.

7. EPA will only consider Part A modifications which are necessary to comply with the TC Regulations. Part A modifications other than those necessary to comply with TC regulations are subject to the interim status modification regulations of the Kansas Department of Health and Environment. A discussion of the TC waste codes, if any, which necessitate the storage capacity increase must be included. A justification will have to be provided for the increase for consideration by either the EPA or KDHE. The appropriate agency is dependent upon whether the waste requiring the capacity increase is regulated under the TC regulations.

In accordance with Kansas State Regulation, KAR 28-31-4(c)(1), an EPA generator (EPAG) who generates more than 1000 Kg of hazardous wastes per month, including TC wastes, must submit an updated Kansas Department of Health (KDHE), Notification of Hazardous Waste Activity, Form 8700-12 to KDHE when changes or additions of hazardous waste streams occur. Review of the Hydrocarbon Recyclers facility files reveals that Form 8700-12 was not included in the recent submittal. The facility submitted a notification of hazardous waste activity on July 1, 1980 (According to documentation in the files). However, EPA contract personnel were unable to identify form 8700-12 in the records observed.

The request for this information is made pursuant to the authority of Section 3007 of RCRA, 42 United States Code (USC), Section 6927, which allows

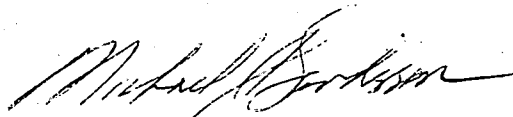
the EPA to request certain information for the purpose of determining compliance with the federal hazardous waste regulations.

Hydrocarbon Recyclers, Inc. may, if it desires, assert a business confidentiality claim covering part or all of the information submitted to, or reviewed by, EPA. Such a claim may be made by placing on, or attaching to, the information, at the time of its submittal to, or review by, EPA, a cover sheet with a stamped or printed legend, or other suitable form of notice employing language such as "trade secret", "proprietary", or "company confidential". Allegedly confidential portions of otherwise nonconfidential documents should be clearly identified and may be submitted separately to facilitate identification and handling by EPA. If confidential treatment is sought only until a certain date or until the occurrence of a certain event, the request should so state.

Information submitted for which a claim of confidentiality is made will be disclosed by EPA, only to the extent and by the means authorized by the procedures specified in 40 CFR Part 2, Subpart B. If no such claims are made when information is received by EPA, information may be made available to the public without further notice.

Two copies of a revised Part A, which incorporates the revisions described in the preceding comments and an updated Kansas Department of Health (KDHE), Notification of Hazardous Waste Activity Form 8700-12 must be sent within thirty (30) days of your receipt of this letter to this agency at the letterhead address, Attention: Mr. Gene Evans, RCRA/PRMT. If you have any questions concerning this letter, please contact Mr. Evans or my staff at (913) 551-7731.

Sincerely,



Michael J. Sanderson
Chief, RCRA Branch
Waste Management Division

Enclosures

cc: Steve Broslavick, KDHE

P 402 727 465

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

☆ U.S.G.P.O. 1989-234-555

Mr. Philip H. Grover
V.P. of Operations

Hydrocarbon Recyclers, Inc.
Attn: Catherine Orban

P.O. Box 9557

Tulsa, OK 74157

Postage

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Certified Fee

Special Delivery Fee

Restricted Delivery Fee

Return Receipt showing
to whom and Date Delivered

Return Receipt showing to whom,
Date, and Address of Delivery

TOTAL Postage and Fees

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Postmark or Date

AUG 20 1991

PS Form 3800, June 1985

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

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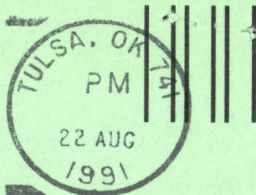
- Complete items 1, 2, 3, and 4 on the reverse.
- Attach to front of article if space permits, otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

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TO



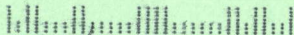
Print Sender's name, address, and ZIP Code in the space below.

USEPA, RCRA Branch
Permits Section
726 Minnesota Avenue
Kansas City, Kansas 66101



PENALTY FOR PRIVATE
USE, \$300

RCRA/PRMT
Leve Evans



● **SENDER:** Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.

Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for additional service(s) requested.

1. ☒ Show to whom delivered, date, and addressee's address. (Extra charge) 2. ☐ Restricted Delivery (Extra charge)

3. Article Addressed to:
Mr. Philip H. Grover
V.P. of Operations
Hydrocarbon Recyclers, Inc.
Attn: Catherine Orban
P.O. Box 9557
Tulsa, Oklahoma 74157

4. Article Number

P 402 727 465

Type of Service:

- | | |
|---|---|
| <input type="checkbox"/> Registered | <input type="checkbox"/> Insured |
| <input checked="" type="checkbox"/> Certified | <input type="checkbox"/> COD |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Return Receipt for Merchandise |

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature — Addressee

X

6. Signature — Agent

X

Frank Cover

7. Date of Delivery

8. Addressee's Address (ONLY if requested and fee paid)

